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VPI96-14 CON(RCE)

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

RECEIVED

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Examiner : David M. Naff
Group : 1651
Applicants : Alexey L. Margolin et al.
Application No. : 09/631,241 Confirmation No.: 9677
Filed : August 2, 2000
For : CONTROLLED DISSOLUTION CROSSLINKED
PROTEIN CRYSTALS

New York, New York
June 17, 2003

Mail Stop AF
Hon. Commissioner for Patents
P.O. 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed December 18, 2002 in which the rejection of claims 1-4, 6-16, 18-53, and 89 was made final.

- [] Applicants respectfully request an oral hearing before the Board of Appeals. The appropriate fee is submitted herewith.
- [] The appropriate fee for a _-month extension of time to respond to the final rejection was timely paid on ____.
- [X] A further 3-month extension of time to respond to the final rejection is requested and the appropriate extension fee is submitted herewith.

06/20/2003 AWONDAF1 00000019 09631241

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160.00 OP

[X] Address all correspondence to:

Margaret A. Pierri (Reg. No. 30,709)
c/o FISH & NEAVE
1251 Avenue of the Americas
New York, New York 10020-1104
Tel.: (212) 596-9000

- [X] A check in the amount of [X] \$160.00 [] \$320.00 in payment of the [X] appeal fee, [] appeal and oral hearing fees, is enclosed.
- [X] The Director is hereby authorized to charge payment of any additional appeal fee, oral hearing fee, or both, or credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this Notice of Appeal form is enclosed.
- [] Please charge [] \$160.00 [] \$320.00 to Deposit Account No. 06-1075 in payment of the [] appeal fee; [] appeal and oral hearing fees. A duplicate copy of this Notice of Appeal form is enclosed.

EXTENSION FEE

- [X] The following extension fee is applicable to the Notice of Appeal filed herewith; [] \$55.00 extension fee for response within first month pursuant to 37 C.F.R. § 1.136(a); [] \$205.00 extension fee for response within second month pursuant to 37 C.F.R. § 1.136(a); [X] \$465.00 extension fee for response within third month pursuant to 37 C.F.R. § 1.136(a); [] \$725.00 extension fee for response within fourth month pursuant to 37 C.F.R. § 1.136(a); [] \$985.00 extension fee for fifth month pursuant to 37 C.F.R. 1.136(a).
- [X] A check in the amount of [] \$55.00; [] \$205.00; [X] \$465.00; [] \$725.00; [] \$985.00; in payment of the extension fee is transmitted herewith.
- [X] The Director is hereby authorized to charge payment of any additional fee required under 37 C.F.R. § 1.17, or to credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this Notice of Appeal form is enclosed.

[] Please charge the [] \$55.00; [] \$205.00; [] \$465.00; [] \$725.00; [] \$985.00; extension fee to Deposit Account No. 06-1075. A duplicate copy of this Notice of Appeal form is enclosed.

Respectfully submitted,

Wendy A. Petka

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